



PUBLIC EMPLOYMENT RELATIONS COMMISSION

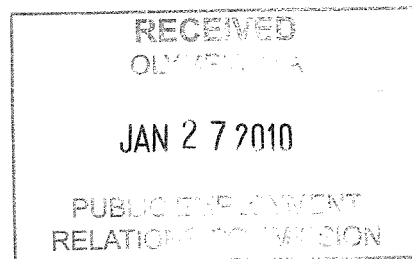
Street: 112 Henry Street NE, Suite 300, Olympia, WA 98506

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Phone: (360) 570-7300 Fax: (360) 570-7334 E-mail: filing@perc.wa.gov

PETITION FOR INVESTIGATION OF
QUESTION CONCERNING REPRESENTATION☐ Amended Petition in Case _____

DO NOT WRITE IN THIS SPACE

Instructions: www.perc.wa.gov/Forms/E-1-inst.pdf Applicable Rules: Chapters 10-08, 391-08 and 391-25 WAC.**1. PARTIES** The petitioner claims that a question concerning representation exists involving certain employees of the employer named below.**EMPLOYER** Parks and Recreation Commission

CONTACT PERSON Christy Sterling

ADDRESS PO Box 42650

CITY, STATE, ZIP Olympia, WA 98504-2650

TELEPHONE 360-902-8566

ext. _____

FAX 360-753-1594

E-MAIL _____

ATTORNEY OR**REPRESENTATIVE** Diane Leigh, OFM/LRO

ADDRESS PO Box 43113

CITY, STATE, ZIP Olympia, WA 98504-3113

TELEPHONE 360-725-5154

ext. _____

FAX 360-586-0793

E-MAIL _____

PETITIONER Washington Federation of State Employees

CONTACT PERSON Gladys V. Burbank

ADDRESS 1212 Jefferson St SE Suite 300

CITY, STATE, ZIP Olympia, WA 98501-2332

TELEPHONE 360-352-7603

ext. 623

FAX 360-352-7608

E-MAIL Gladys@wfse.org

ATTORNEY OR**REPRESENTATIVE** Herb Harris

ADDRESS SAME

CITY, STATE, ZIP _____

TELEPHONE _____

ext. _____

FAX _____

E-MAIL _____

INCUMBENT BARGAINING REPRESENTATIVE Indicate one.☐ The parties are not currently represented for bargaining; OR☐ The employees involved are currently represented by the organization below:**ATTORNEY OR****REPRESENTATIVE**

ADDRESS _____

CITY, STATE, ZIP _____

TELEPHONE _____

ext. _____

FAX _____

E-MAIL _____

ORGANIZATION

CONTACT PERSON _____

ADDRESS _____

CITY, STATE, ZIP _____

TELEPHONE _____

ext. _____

FAX _____

E-MAIL _____

2. DESIGNATION OF REQUEST Indicate one.☒ **RECOGNITION REQUEST** The petitioner requests certification as exclusive representative of the bargaining unit.☐ **CHANGE OF REPRESENTATIVE** The employees in the bargaining unit desire to designate the petitioner as their exclusive bargaining representative.☐ **DECERTIFICATION** The employees in the bargaining unit no longer wish to be represented by any employee organization.☐ **EMPLOYER PETITION - DEMAND FOR RECOGNITION** The employer has been presented with one or more demands for recognition (per attached documentation) and requests a determination by the Commission.☐ **EMPLOYER PETITION - INCUMBENCY QUESTIONED** The employer has a good faith belief (per attached documentation) that a majority of employees no longer desire to representation by the incumbent bargaining representative.**4. OTHER RELEVANT FACTS** Indicate one.☒ Additional information is set forth on separate sheets of paper attached to this petition.**5. SHOWING OF INTEREST**

A petition filed by an organization or employees must be accompanied by a showing of interest indicating that the petitioner has the support of 30% or more of the employees in the bargaining unit.

3. BARGAINING UNIT**EMPLOYER'S PRINCIPAL BUSINESS****DEPARTMENT OR DIVISION INVOLVED**

Parks and Recreation Commission

Agency Wide

COLLECTIVE BARGAINING AGREEMENT Indicate one.☐ The parties have never had a contract; OR☒ A copy of the parties' current (or most recent) collective bargaining agreement is attached.**NUMBER OF
EMPLOYEES
IN UNIT** 438**DESCRIPTION** Indicate inclusions, exclusions, contract page or case/decision number.This petition is filed under WAC-391-25-440, the Self Determination rule. The WFSE wishes to add the AA-3 classification to the Parks Agency wide non-supervisors bargaining unit.
See Decision 10619-PSRA.**6. AUTHORIZED SIGNATURE FOR PETITIONER**

PRINT NAME Herb Harris

TITLE PERC Specialist

SIGNATURE

DATE January 27, 2010

From: "Sterling, Christy (PARKS)" <Christy.Sterling@PARKS.WA.GOV>
To: "Burbank, Gladys" <gladys@wfse.org>
CC: "Herb Harris" <HerbH@wfse.org>, "Kurt Spiegel" <KurtS@wfse.org>
Date: 1/26/2010 8:17 AM
Subject: RE: AA 3s in the bargaining unit

Hi Gladys,

The Administrative Assistant 3 classification was excluded from our bargaining unit by the PRB in 1993 (at our request). That is why Ms. Ellison's AA3 position is excluded from the BU.

The other AA3 positions used to be Secretary Administrative positions (this classification was merged with AA3 in 2007 as part of DOP's consolidation). Because the Secretary Administrative positions were always included in the BU, we kept these positions in BU even though they had a title change.

I agree that Ms. Ellison's position should be included (her duties don't meet PERC's definition of "confidential").

Per the LRO, the union should file a petition with PERC to clarify the bargaining unit. If you need us to do a joint petition, we can do that also.

Let me know if you'd like to discuss this further.

Thanks,

Christy

-----Original Message-----

From: Gladys Burbank [mailto:Gladys@wfse.org]
Sent: Monday, January 25, 2010 3:39 PM
To: Sterling, Christy (PARKS)
Cc: Herb Harris; Kurt Spiegel
Subject: AA 3s in the bargaining unit

Christy, I have a question regarding one of the Administrative Assistants that your agency is not reporting as being in the bargaining. I'm wondering why she is not being reported in the unit. Her name is Rebecca Ellison as she works for the SW Region as an AA3. From what we can tell, she is the only AA3 that is not being reported as a bargaining unit employee. Her duties as reflected on her position description appears to be the same duties as the other AA3s who are being reported as being in the unit. We believe that Rebecca's position should also be in the unit and are requesting that she be listed and reported as a bargaining unit employee. If you prefer to call me, you can reach me at my office phone number which is 352-7603. However, I will be out of the office Wed., Thurs, and Friday of this week. Thanks. Gladys



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STATE HEADQUARTERS OFFICE

1212 JEFFERSON ST. S.E., SUITE 300 • OLYMPIA, WA 98501-2332
(360) 352-7603 • 1-800-562-6002 • FAX: (360) 352-7608 • www.wfse.org

PUBLIC EMPLOYMENT
RELATIONS COMMISSION

January 26, 2010

Cathleen Callahan, Executive Director
Public Employment Relations Commission
PO Box 40919
Olympia, WA 98504-0919

Dear Director Callahan:

The Washington Federation of State Employees is filing a petition under WAC 391-25-440, the Self Determination rule, to include the job class of Administrative Assistant 3 (AA-3) into the Parks and Recreation non-supervisors bargaining unit.

The AA-3's were excluded from the historical unit by order of the WPRB and continue to be listed as an exclusion. (RU-551).

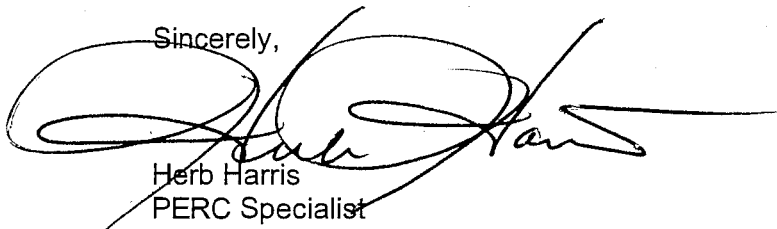
There are currently eleven AA-3's at Parks, ten of which were formally Secretary Administrative positions, a classification that has historically been included in the bargaining unit. When the Department of Personnel consolidated job classes, the Secretary Administrative positions were merged with the AA-3's. Parks has continued to recognize the inclusion of these positions in the bargaining unit.

The lone AA-3 that was excluded before the merger and continues to be excluded is the subject of this petition. The AA-3 in question performs the same work as those included in the bargaining unit.

Parks has indicated that they agree to the inclusion of this position into the bargaining unit, (See Christy Sterling email). We are formally asking that PERC include the AA-3 into the agency wide non-supervisors bargaining unit at Parks and Recreation.

If you have any questions please feel free to contact me.

Sincerely,



Herb Harris
PERC Specialist

cc: Gladys Burbank, WFSE
Diane Leigh, OFM/LRO
Christy Sterling, Parks

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Fax: (509) 326-4424

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3516 S. 47th St., Suite 102
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1-800-924-5753
Fax: (253) 581-4404

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(360) 735-1115
1-800-967-9356
Fax: (360) 735-1121

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Certificate of Service
Washington State Parks & Recreation Commission

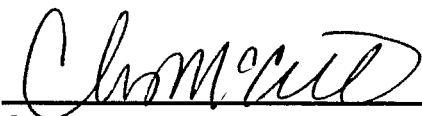
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PUBLIC EMPLOYMENT
RELATIONS COMMISSION

As per PERC Commission requirements and WAC 391-08-120(4), I, Chris McGill, do certify that the following facts regarding servicing of the Petition for Question Concerning Representation in the above referenced case is true.

On January 27, 2010, I deposited in the United States mail, properly stamped and addressed, a copy of the petition to Diane Leigh, OFM Labor Relations and Christy Sterling, Parks and Recreation. To the best of my knowledge and belief these are the representatives of the other parties that would need to be notified to fulfill our obligations under WAC 391-08-120 (4).

Signed on January 27, 2010 by

Chris McGill


Signature